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8 Attorneys for Defendant  
9 AMELCO ELECTRIC S.F. INC,  
10 sued as AMELCO ELECTRIC

11 UNITED STATES DISTRICT COURT  
12 NORTHERN DISTRICT OF CALIFORNIA

13 CLARENCE JAMES "KIMO" SLOAN, )  
14 JR., )

15 Plaintiff, )

16 v. )

17 CALTRAIN; a public corporation; )  
18 MICHAEL SCANLON; AMTRAK, a )  
19 public Corporation; DAVID GUNN; )  
20 AMELCO ELECTRIC, a private )  
21 corporation, MARK ANGELICH; )  
22 KINGDOM PIPELINE, a private )  
23 corporation; BRENDAN MURPHY; )  
24 CHRISTOPHER PAYNE; ROD )  
25 MCLEAN; DEREK BROWN; LOUISE )  
26 DEAVILEIR; CLAUDE ROBINS; )  
27 WAYNE PARKS; RUSSEL HOLDEN; )  
28 JAMES CHAMPDELANE; and DOES 1 )  
through 20, inclusive; )

Defendants. )

Case No. C 05-03168 WHA

**STIPULATED  
DISMISSAL WITH PREJUDICE  
[FRCP 41(a)]**

TO THE COURT:

1 Plaintiff CLARENCE JAMES "KIMO" SLOAN, JR. and Defendant AMELCO  
2 ELECTRIC S.F., INC. (sued herein as Amelco Electric), hereby stipulate, pursuant to  
3 FRCP 41(a), to dismissal by Plaintiff CLARENCE JAMES "KIMO" SLOAN, JR., with  
4 prejudice, of the entire above-captioned action as against Defendant AMELCO  
5 ELECTRIC S.F., INC. (sued herein as Amelco Electric).

6  
7  
8 CHARLES J. KATZ, ESQ

9 and

10 ELLADENE LEE KATZ, ESQ.

11  
12 Dated: October 27, 2006

13 BY: \_\_\_\_\_/s/  
14 CHARLES J. KATZ  
15 Attorneys for Plaintiff  
16 CLARENCE JAMES "KIMO" SLOAN, JR.

17 WOLFLICK & SIMPSON

18  
19 Dated: November 18, 2006

20 BY: \_\_\_\_\_/s/  
21 DAVID B. SIMPSON  
22 Attorneys for Defendant  
23 AMELCO ELECTRIC S.F., INC.

24  
25 **IT IS SO ORDERED**

26 Dated: December 4, 2006

27  
28   
Hon. William Alsup  
United States District Judge

**PROOF OF SERVICE**

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the county of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 130 North Brand Boulevard, Glendale, California 91203.

On November 29, 2006, I served the foregoing document described as: **STIPULATED DISMISSAL WITH PREJUDICE** on the interested parties in this action by placing a true copy thereof enclosed in sealed envelope(s) addressed as follows:

Charles J. Katz, Esq.  
475 El Camino Real  
Suite 300  
Milbrae, California 94030

Elladene Lee Katz  
327 North San Mateo Drive  
Suite 9  
P.O. Box 517  
San Mateo, California 94401

XXX (BY MAIL) as follows: I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with U.S. postal service on that same day with postage thereon fully prepaid at Glendale, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit of mailing in affidavit.

\_\_\_\_ (BY PERSONAL SERVICE) I delivered such envelope by hand to the offices of the addressee(s).

\_\_\_\_ (BY OVERNIGHT COURIER) I caused to be delivered via overnight courier to the offices of the addressee(s).

\_\_\_\_ (State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

XXX (Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on November 29, 2006, at Glendale, California.

NARINEH LEON

/S/